

Serial No.: 10/530,424
Examiner: Minerva Rivera
Title: OPTICAL HEAD AND OPTICAL DISK DEVICE
Page 7 of 8

OCT 12 2006

REMARKS

Reconsideration is requested in view of the above amendments and the following remarks. Claim 1 has been canceled. Claim 2 has been rewritten in independent form, including all of the limitations of claim 1. Claims 7-11, 13 and 14 have been editorially revised to depend from claim 2. The revisions are generally supported by the original disclosure. No new matter has been introduced. Claims 2 and 7-15 remain pending in the application.

Claim Rejections – 35 USC § 103

Claims 1, 7-10, 12 and 14 are rejected under 35 USC 103(a) as being unpatentable over Akihiro et al. (JP 11-73658), in view of Hiroyuki et al. (JP 2002-157756).

Applicants respectfully traverse this rejection. Claim 1 has been canceled. Applicants are not conceding the correctness of the rejection as applied to claim 1.

Claim 7-10 and 14 have been editorially revised to depend from claim 2. Claims 7-10, 12 and 14 are patentable over Akihiro et al. in view of Hiroyuki et al. because claims 7-10, 12 and 14 ultimately depend from claim 2, which the Examiner indicated to be allowable when rewritten in independent form. Applicants are not conceding the relevance of the references to the remaining features of the rejected claims.

Claim 11 is rejected under 35 USC 103(a) as being unpatentable over Akihiro et al. in view of Hiroyuki et al., further in view of Yasuda et al. (US 6,661,415). Applicants respectfully traverse this rejection. Claim 11 has been editorially revised to depend from claim 2, which the Examiner indicated to be allowable. Thus claim 11 is patentable over Akihiro et al. in view of Hiroyuki et al., further in view of Yasuda et al. Applicants are conceding the relevance of the references to the remaining features of the rejected claim.

Claim 13 is rejected under 35 USC 103(a) as being unpatentable over Akihiro et al. in view of Hiroyuki et al., further in view of Yasuda et al., further in view of Yagi et al. (US 5,754,513). Applicants respectfully traverse this rejection. Claim 13 has been editorially revised to depend from claim 2, which the Examiner indicated to be allowable.

OCT 12 2006

Serial No.: 10/530,424
Examiner: Minerva Rivera
Title: OPTICAL HEAD AND OPTICAL DISK DEVICE
Page 8 of 8

Thus claim 13 is patentable over Akihiro et al. in view of Hiroyuki et al., further in view of Yasuda et al, further in view of Yagi et al. Applicants are conceding the relevance of the references to the remaining features of the rejected claim.

In view of the above, favorable reconsideration in the form of a notice of allowance is respectfully requested. Any questions regarding this communication can be directed to the undersigned attorney, Douglas P. Mueller, Reg. No. 30,300, at (612) 455-3804.



Respectfully submitted,

HAMRE, SCHUMANN, MUELLER &
LARSON, P.C.
P.O. Box 2902-0902
Minneapolis, MN 55402-0902
(612) 455-3800

Dated: October 12, 2006

By: 

Douglas P. Mueller
Reg. No. 30,300

DPM/cy